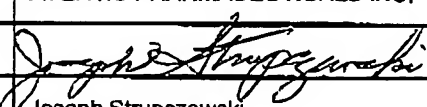


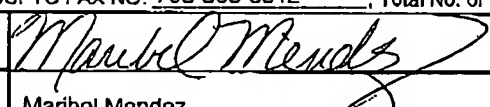
PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/764,810	
	Filing Date	January 26, 2004	
	First Named Inventor	Hans-Wolfram FLEMMING et al.	
	Art Unit	1625	
	Examiner Name	DENTZ, Bernard, I.	
Total Number of Pages in This Submission	4	Attorney Docket Number	DEAV2003/0009 US NP

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">         Executed declaration - 2 pages          Executed POA - 1 page       </div>
<b>Remarks</b> ATTENTION: MS KAY PNKNEY AS A FOLLOW-UP TO YOUR TELEPHONE CONVERSATION WITH ROBIN INMAN (908-231-4863), ENCLOSED IS THE EXECUTED DECLARATION AND POWER OF ATTORNEY FOR THE ABOVE APPLICATION. AS DISCUSSED, IT APPEARS A NOTICE OF MISSING PARTS WAS NEVER ISSUED. THE SUBMISSION OF THESE DOCUMENTS TO YOU NOW COMPLETE ALL REQUIREMENTS.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	AVENTIS PHARMACEUTICALS INC.	
Signature		
Printed name	Joseph Strupczewski	
Date	October 21, 2004	Reg. No. 50,903

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. (USPTO FAX NO. 703-308-6642; Total No. of Pages Transmitted: 4)	
Signature	
Typed or printed name	Maribel Mendez
Date	October 21, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/764810

UNITED STATES OF AMERICA

# DECLARATION FOR PATENT APPLICATION

As a below named inventor(s), I/We hereby declare that:

My/Our residence(s), post office address(es) and citizenship(s) are as stated below my name(s).  
I/We verily believe I am/we are the original, first and sole/joint inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## PROCESS FOR PREPARING PYRIDINE-SUBSTITUTED AMINO KETAL DERIVATIVES

and the specification of which (check one) ☐ is attached hereto (Aventis Docket No. DEAV2003/0009 US NP)  
☒ was filed on **January 26, 2004** as U.S. Application Number **10/764,810** and was amended on (if applicable).  
☐ was described and claimed in PCT Int'l Application Number (if any) and as amended under PCT Article 19 on (if any).

I/We hereby state that I/We have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above.  
I/We acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 C.F.R. 1.56.

☒ I/We hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or 365 (b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one other country other than the United States of America, listed below and having a filing date before that of the application on which priority is claimed. I/We have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Foreign Priority: **10305391.3** **German** **11/February/2003**  
Number Country Day/Month/Year Filed

Prior Foreign Appln(s): Number Country Day/Month/Year Filed

☒ I/We hereby claim the benefit under Title 35, United States Code §119(e) of any United States Provisional application(s) listed below:

**60/482,295** **June 25, 2003**  
Number Filing Date

☐ I/We hereby claim the benefit under Title 35, United States Code §120 or 365(c) of any United States application(s) or international application designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I/We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial No. Filing Date Status (Patented, Pending)

I/We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States code §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventors(s): ☒ Additional names and signatures are attached.

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10/764810

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Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

(City and State/City and Country only)

P. O. Address: \_\_\_\_\_

6. Full name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

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Aventis Docket No. DEAV2003/0009 US NP

10/764810

Aventis Docket No. DEAV2003/0009 US NP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicants: **Hans-Wolfram Flemming, et al**

Examiner: Not Yet Assigned

Serial No.: **10/764,810**

Group Art Unit.: Not Yet Assigned

Filed: **January 26, 2004**Title: **PROCESS FOR PREPARING  
PYRIDINE-SUBSTITUTED AMINO  
KETAL DERIVATIVES****POWER OF ATTORNEY FOR PATENT APPLICATION**Mail Stop  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

We, Elmar-Michael Wein and Dieter Breuer, Authorized Signatories of Aventis Pharma Deutschland GmbH, Assignee of the above-identified Application, hereby appoint the attorneys and/or agents associated with the Customer No.(s) provided below as attorneys and/or agents with full power to prosecute this application on behalf of Assignee and to transact all of Assignee's business in connection with the above-identified Application in the Patent and Trademark Office:

Customer No.: 005487

Effective Date: January 26, 2004

By:

Elmar-Michael WeinTitle: ProkuristDate: 23 April, 2004

By:

Dieter BreuerTitle: HandlungsbevollmächtigterDate: April 23, 2004Customer No.: 005487  
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